IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTIETH DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE B. SUDERSHAN REDDY

and
THE HON'BLE MR JUSTICE C.V.RAMULU

WRIT PETITION NO : 7918 of 2005

Between:

Rajesh Sharma, S/o Arun Sharma,
Shamshabad, R/o Kayam Nagar, Pahadi Rajendranagar,

Rangareddy District.

..... PETITIONER

AND

1 The Assistant Commissioner of Police, Kachiguda, Hyderabad.
2 The Station House Officer, Amberpet Police Station, Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein the High Court may be pleased to issue an order or direction or Writ specially Writ of Habeas Corpus declaring the action of the Respondents in keeping Sri. Arjun Yadav, S/o Kameshwar Yadav under illegal custody from 4-4-2005 at Police Station, Amberpet by Respondnets 1 and 2 without any case being booked as illegal, arbitrary and violative of Art.21 of Constitution of India and consequently direct the Respondents to set the detenu at liberty forthwith.

For the Petitioner: Mr.Raj Kumar Rudra, Advocate.

For the Respondent: The Advocate General.

The Court made the following:

ORDER: (per Sri B. Sudershan Reddy, J)

Learned Government Pleader appearing on behalf of the learned Advocate General made available a copy of the remand report in Crime No. 126 of 2005, dated 16-03-2005, on the file of the Police Station Vanasthalipuram registered under Section 394 IPC and Section 27 of the Indian Arms Act, which inter alia reveals that the alleged detenu Arjun Yadav S/o Kameshwara Yadav was produced before the learned VII Metropolitan Magistrate at Hayathnagar and upon such production, the learned Magistrate ordered the detenu to be in judicial remand.

In the circumstances, the alleged detenu need not be produced in this Court since he is required in connection with the investigation and enquiry in Crime No. 126 of 2005.

The writ petition is misconceived and the same shall accordingly stand dismissed.

(B. Sudershan Reddy, J)

20-04-2005

(C.V. Ramulu, J)

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To

1 The Assistant Commissioner of Police, Kachiguda, Hyderabad.
2 The Station House Officer, Amberpet Police Station, Hyderabad.

3. Two CCs to the Advocate General, High Court of Andhra Pradesh, Hyderabad (OUT).

4. Two CD copies.